



PATENT
0757-0225P

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: HANDA et al. Conf.: 9477
Appl. No.: 09/672,879 Group: 3662
Filed: September 29, 2000 Examiner: Ian J. Lobo
For: METHOD AND APPARATUS FOR FORMING A
RECEPTION BEAM

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Assistant Commissioner for Patents
Washington, DC 20231

December 20, 2001

Sir:

Transmitted herewith is a Reply to Restriction/Election Requirement in the above-identified application.

- ☐ The enclosed document is being transmitted via the Certificate of Mailing provisions of 37 C.F.R. § 1.8.
- ☐ Petition for () month(s) extension of time pursuant to 37 C.F.R. §§ 1.17 and 1.136(a). \$0.00 for the extension of time.
- ☒ No fee is required.
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☐ Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this sheet is attached.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By 

Michael K. Mutter, Reg. No. 29,680


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(Rev. 09/27/01)


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Election
Casper
12-28-01

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REPLY TO RESTRICTION REQUIREMENT

Assistant Commissioner for Patents
Washington, DC 20231

December 20, 2001

Sir:

In reply to the Restriction Requirement dated November 20, 2001, the following remarks are respectfully submitted in connection with the above-identified application.

REMARKS

Claims 1-25 are pending in the present application.

The Examiner has required election in the present application between:

Group I, claims 1-8 drawn to a receiving beam-forming method; and

Group II, claims 9-25, drawn to a receiving beam-forming method and apparatus using matched filtering.

For the purpose of examination of the present application, Applicants elect, with traverse, Group II, claims 9-25.

Additionally, in traversing the restriction requirement asserted by the Examiner, the Applicants believe that the Examiner has omitted one of the two criteria for a proper

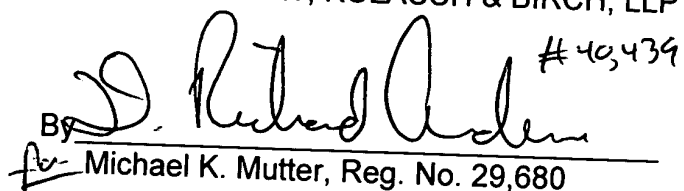
restriction requirement now established by the U.S. Patent and Trademark Office. As set forth in M.P.E.P. § 803, if the "search and examination of an entire application can be made without serious burden, the examiner must examine on the merits, even though it includes claims to independent or distinct inventions." It is submitted that there is no serious burden on the Examiner in examining all of claims 1-25 together. Further, in the Office Action dated November 20, 2001, the Examiner has not indicated there would be a serious burden in examining claims 1-25 together.

Should there be any outstanding matters that need to be resolved in the present application, the Examiner is respectfully requested to contact John L. Ciccozzi, (Reg. No. 48,984) at the telephone number of the undersigned below, to conduct an interview in an effort to expedite prosecution in connection with the present application.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

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